

David L. Mortensen (#8242)

dmortensen@foley.com

Brandon T. Christensen (#16420)

bchristensen@foley.com

FOLEY & LARDNER LLP

95 S. State Street, Suite 2500

Salt Lake City, UT 84111

Telephone: 801.401.8900

*Attorneys for Defendants Connie Greenawalt
and Eastern 1031 Starker Exchange, LLP*

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH**

TOMAC TRUST; ROYAL WEST PROPERTIES, LLC; WAYNE B BULAU IRREVOCABLE TRUST; THE REVOCABLE TRUST AGREEMENT OF JAMES A. HERBERT; JANICE YOUNG; THE J. LYNN KNEEDY TRUST; JOHN KURTZ; THE MARJORIE ANN REID TRUST; BENJAMIN ALLEN; ELIZABETH CARLSTON; JSGV PROPERTIES, LLC; MAXHAN HOLDINGS, LLC; WINDMILL PROPERTIES II, LLC; IVAN WARNER; GREEN COVE INVESTMENTS, LLC; QUAKING ASPEN PROPERTIES, LLC; JOAN ALICE BEFORT LIVING TRUST; JAYBIRD INTER VIVOS REVOCABLE TRUST,

Plaintiffs,

v.

MILLCREEK COMMERCIAL PROPERTIES, LLC; MILLROCK INVESTMENT FUND 1; 13 INVESTMENTS, LLC; COLLIERS INTERNATIONAL; JAMES YEATES; LEW CRAMER; BRANDON FUGAL; KEVIN LONG; BRENT SMITH; THOMAS SMITH; MARK MACHLIS; SPENCER TAYLOR;

**JOINDER IN STIPULATED MOTION
FOR JUDICIAL SETTLEMENT
CONFERENCE**

Civil No. 2:24-cv-00774-DBP

Magistrate Judge Dustin B. Pead

JAMIE ANDERSON; PAXTON POTIER;
JERALD ADAM LONG; MICHAEL
BERSIE; BRIAN MARTINEZ; ILLEANA
STOCCHI; KKM DIAGNOSTIC IMAGING
GROUP, INC.; NEUROMED, INC.; SCOTT
RUTHERFORD; EQUITY SUMMIT
GROUP; ELEVATED 1031; STACIE
STEWART; CONNIE GREENAWALT;
EASTERN 1031 STARKER EXCHANGE,
LLP; GREEN IVY REALTY, INC.; ASHLEY
WOLOCATIUK,

Defendants.

Pursuant to Rule 7 of the Federal Rules of Civil Procedure and DUCivR 16-2, defendants Connie Greenawalt and Eastern 1031 Starker Exchange, LLP (“Starker Defendants”) hereby join in the Stipulated Motion for Judicial Settlement Conference (Dkt. 27), which was amended on December 16, 2024. (Dkt. 36.) and granted on January 14, 2025. (Dkt. 44-45.) The Starker Defendants respectfully request that the Court allow the Starker Defendants to participate in the upcoming judicial settlement conference. A proposed order allowing them to participate in the judicial conference is being submitted contemporaneously herewith.

DATED: January 16, 2025

FOLEY & LARDNER LLP

/s/ *David L. Mortensen*

David L. Mortensen
Brandon T. Christensen

*Attorneys for Connie Greenawalt and Eastern
1031 Starker Exchange, LLP*